

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Ocean and Coastal Resource Management
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

REGULATORY DIVISION
Refer to: P/N #2006-432-7IE-P

21 APRIL 2006

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and the South Carolina Coastal Zone Management Act (48-39-10 et.seq.) an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

KENNETH E. GAISER
2019 ASHBURY STREET
GEORGETOWN, SOUTH CAROLINA 29440

for a permit to construct a walkway, two piers, a floating dock, and a boat lift in the

SAMPIT RIVER

at 2019 Ashbury Street, east of U.S. Highway 17, south of the City of Georgetown, in Georgetown County, South Carolina (Latitude- 33.34161° , Longitude- 79.28838°)

In order to give all interested parties an opportunity to express their views

N O T I C E

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 22 MAY 2006

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of constructing a 16' X 16' fixed, covered pierhead attached to high ground by a 4' X 600' walkway. An 8' X 10' wheelchair turnaround platform will be located on the north side of the walkway approximately 400' from high ground. Extending waterward towards the river from the pierhead, the applicant proposes to construct a 5' X 260' walkway attached to a 16' X 20' partially covered pierhead. A 14' X 20' covered boat lift will be attached to the pierhead on the upstream side. A 20' X 20' dock will be attached to the pierhead on the waterward side by a 4' X 16' adjusting ramp. The purpose of the proposed work is for the applicant's private, recreational use.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

21 APRIL 2006

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
1949 Industrial Park Road, Room 110
Conway, South Carolina 29526**

The work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certification is received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification must submit all comments in writing to the South Carolina Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic Properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

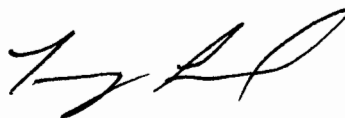
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and

21 APRIL 2006

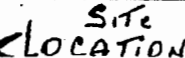
welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact me at 843-365-4239.

A handwritten signature in black ink, appearing to read 'T. Fennel', is positioned above the printed name.

Tommy Fennel
Project Manager
Regulatory Division
U.S. Army Corps of Engineers

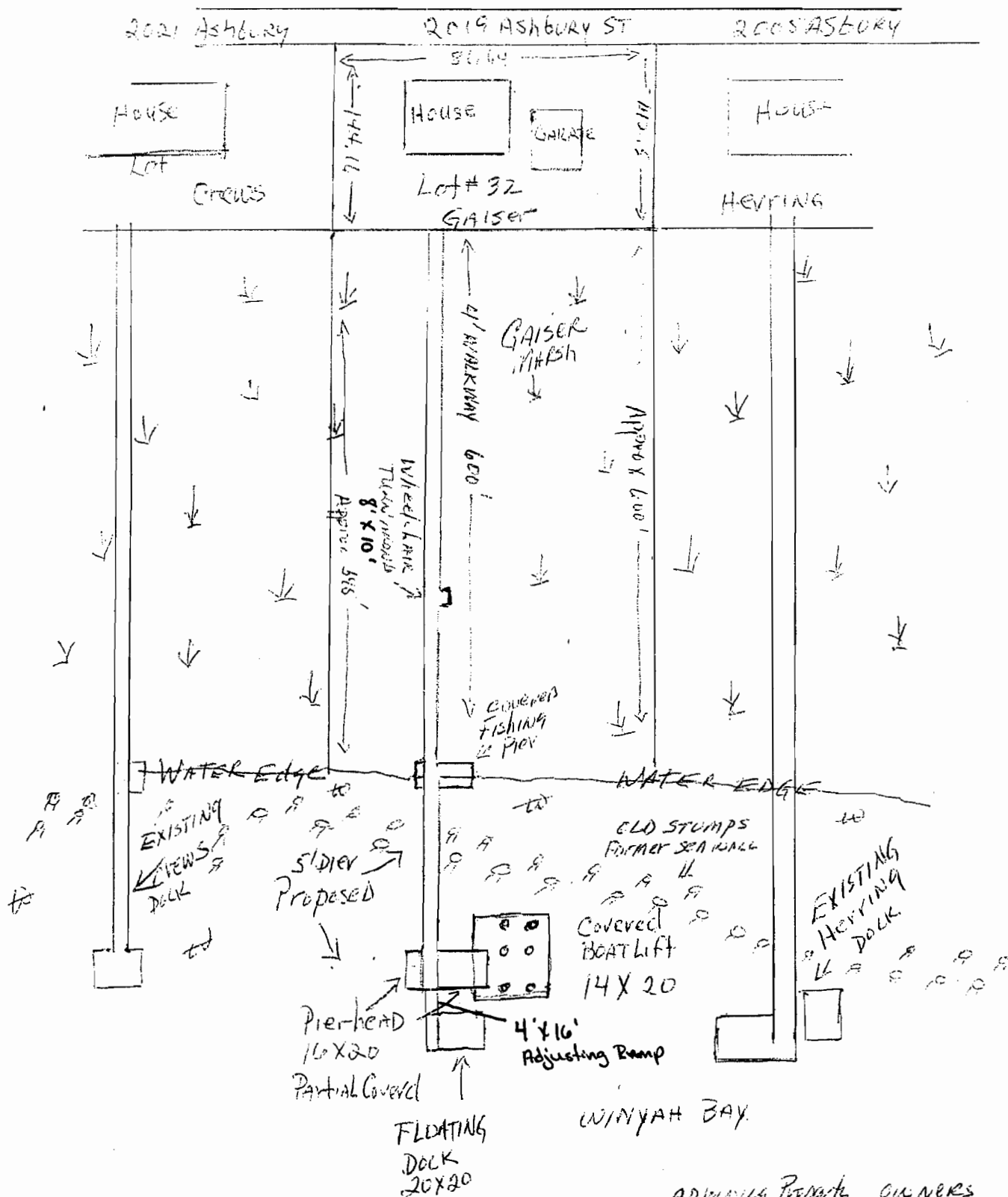


Kenneth Gaiser

April 11, 2006

K. E. GAISER
2019 ASBURY ST
GEORGETOWN SC 29440

VLEINIT
Purpose WA.
Pier Provid.



Applicant: Kenneth Gaiser
 Project: Boat Access Gaiser Property
 2019 Ashbury St
 Georgetown, SC 29440

Gaiser

ADJOINING PROPERTY OWNERS

Steve Crews
 2021 Ashbury St
 Georgetown, SC

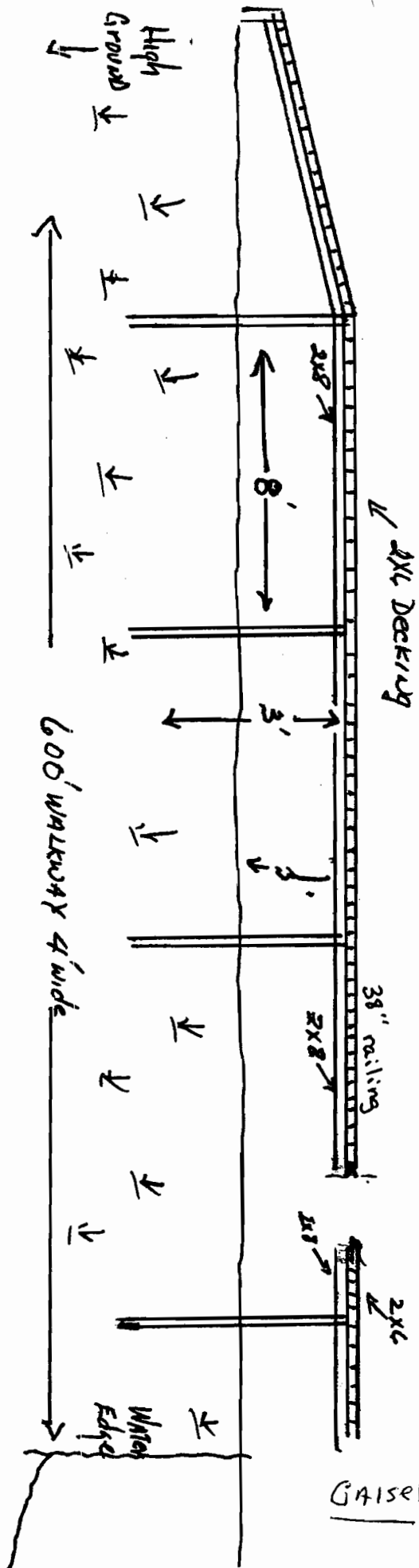
W.A. Herring
 2005 Ashbury St
 Georgetown, SC

P/N# 2006-432-71E-P

Kenneth Gaiser
 Walkway, Dock, pierheads, and boat lift
 Georgetown County, South Carolina

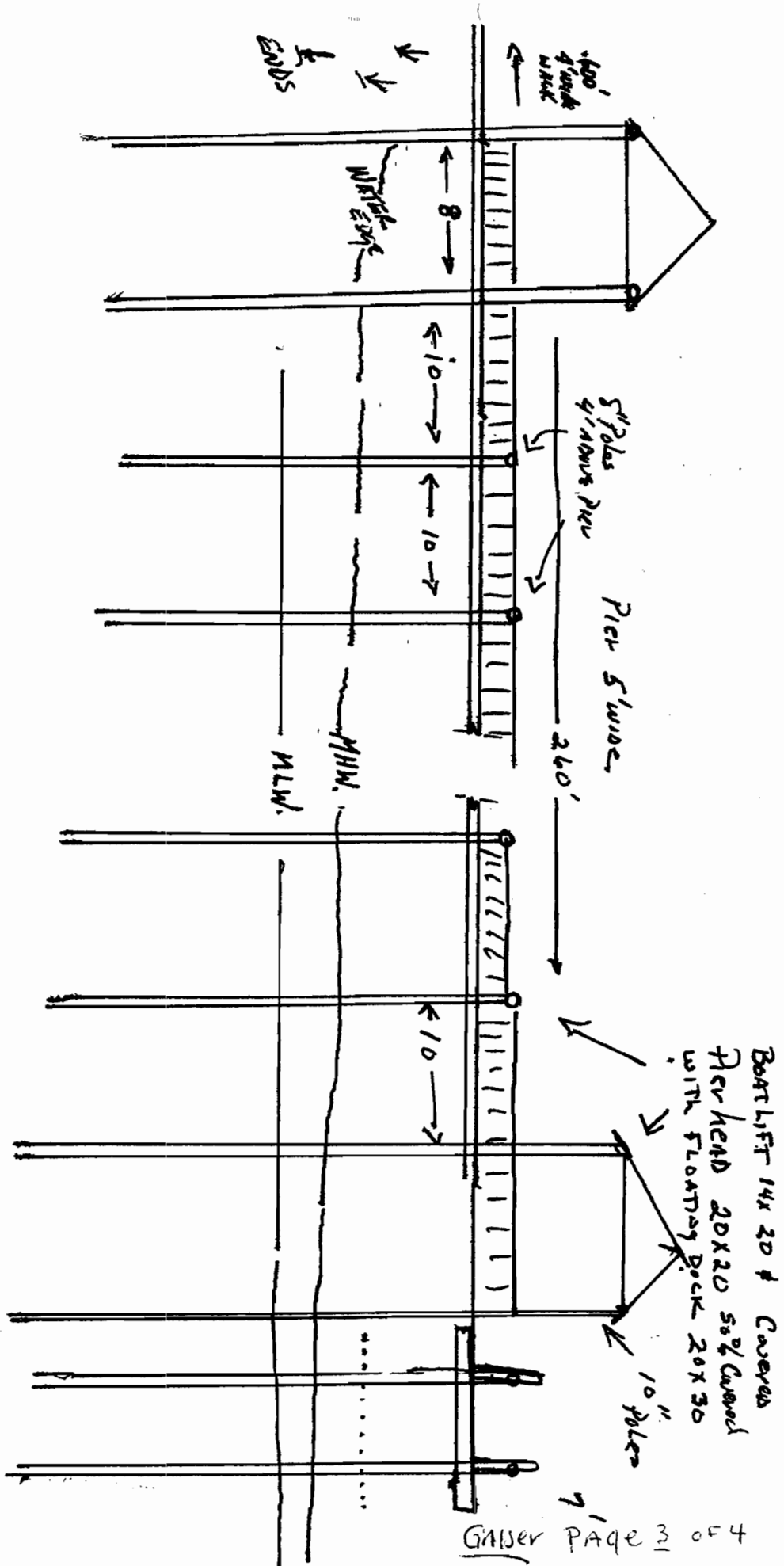
April 11, 2006

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APPLICANT: KENNETH GAISER
PROJECT TITLE: GAISER PROPERTY
PROJECT LOCATION: 2019 ASBURY ST
 GEORGETOWN, SC 29440

DATE: 24 FEB 2006
 SCALE: 1/4" = 1'



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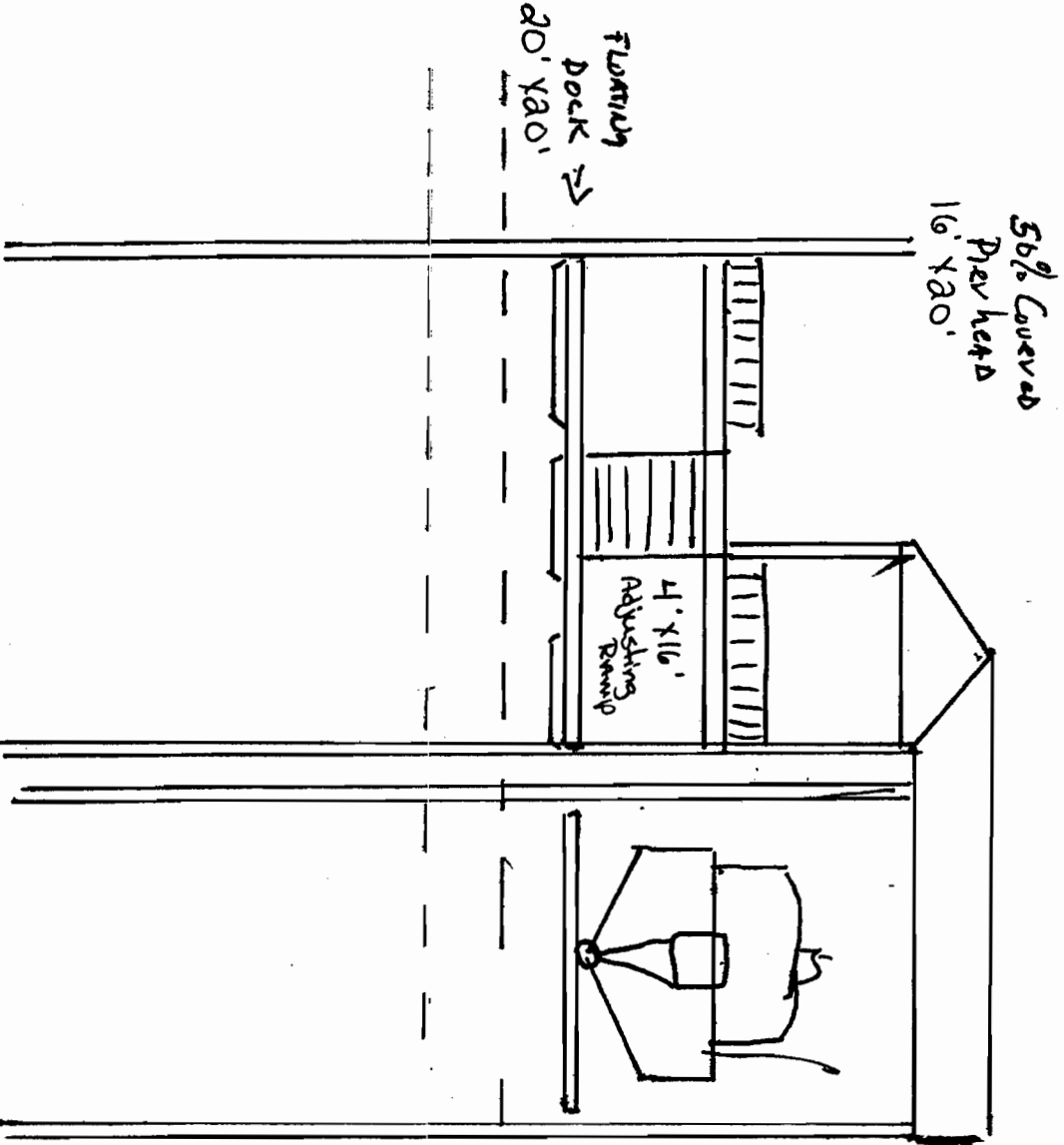
APPLICANT: Kenneth Gaiser
 Project title: Gaiser Property
 Project location: 2015 Asbury St
 Georgetown, SC 29440

Date
 See

P/N# 2006-432-71E-P
 Kenneth Gaiser
 Walkway, Dock, pierheads, and boat lift
 Georgetown County, South Carolina

April 11, 2006

Sheet 5 of 6



Applicant: Kenneth Gaiser
 Project: Gaiser Property
 Project Location: 2019 Asbury St
 Georgetown, SC 29440

P/N# 2006-432-71E
 Kenneth Gaiser
 Walkway, Dock, pierheads, and boat lift
 Georgetown County, South Carolina